

TIVERTON TOWN COUNCIL

343 HIGHLAND ROAD

Regular Meeting: Monday, March 12, 2007 at 7:00

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 03-07-2007

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Joanne M. Arruda Louise Durfee

Donald Bollin Jay Edwards

Paul E. Carroll Brian A. Medeiros

Hannibal Costa

PROCLAMATION "TIVERTON CLEANUP WEEK"

4. BUSINESS BROUGHT BEFORE THE COUNCIL

APPOINTMENTS TO BOARDS AND COMMISSIONS – ATTACHED AMENDMENT

APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

A. CONSENT AGENDA:

(C.A.) 1. a. Minutes of Regular Council Meeting on February 26, 2007

(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions

- a. Harbor Commission e. Arts Commission**
- b. Substance Abuse Task Force f. Library Board of Trustees**
- c. Wastewater Management g. Stone Bridge Task Force**

(C.A.) 3. CORRESPONDENCE

a. Received From Town of Westerly Regarding Resolution Relative to Non-

Renewal of Insurance for Coastal Properties

b. Received From City of Newport, Mayor Waluk Regarding Invitation to Annual Saint Patrick's Day Parade

c. Received From Town of Burrillville Regarding Resolution

Supporting Legislation Requiring Utilities to Pay For Relocation of Infrastructure

d. Received From Town of Burrillville Regarding Resolution Supporting Legislation Amendments to Chapter 98 Energy Facility

e. Received From Town of Burrillville Regarding Resolution Supporting Amendments to 16-7-44, School Housing Project Costs

(C.A.) 4. Tax Assessor Board of Review – Request Approval of Abatements

(C.A.) 5. Town Administrator – Request Release of Carry Forward Funds in Acct# 99-219-266

(Health Insurance) to Current F/Y Acct #219-266(Health Insurance) for \$67,917.56

(C.A.) 6. Town Administrator – Request Release of Carry Forward Funds in Acct#99-450-

457(Rubbish/Recycling) to Current F/Y Acct#450-457(Rubbish) for \$6,227.38

B – PUBLIC HEARINGS

1. CDBG Program – Mr. Steve Ostiguy - Application for Small Cities Community

Development Block Grant

C - BOARD OF LICENSING COMMISSIONERS – PUBLIC HEARING

1. Cambio-DiGiovanni Enterprises, LLC d/b/a Casa DiGiovanni, 1148 Stafford Road - a. Request New BVL License – Advertised for Public Hearing – Subject to Meeting

**All Legal Requirements – Continued From February 26th
Meeting – Engineering
Map Received**

D - APPOINTMENTS & RESIGNATIONS:

E - UNFINISHED BUSINESS:

**1. Councilor Arruda – Mrs. Judith Zeramby – Discussion on Raising
funds for**

**Bulgarmarsh Park – Continued From Council
Meeting February 26th**

**2. Town Administrator - Request Budget Transfer of \$9,000 from Acct
#105-375**

**(Legal Services/Zoning Issues) to Acct# 105-391 (Labor Counsel) –
Continued From**

February 26th Meeting for Further Backup Information

F – FINANCIAL BUSINESS

**1. Tax Assessor – David Robert – Discussion on Process for
Pro-Rated and**

Supplemental Rolls – Starwood

**2. Parmelee, Poirier & Associates, LLP – Mr. Paul Dansereau, CPA -
Presentation of Annual Financial Report for the Year Ending June 30,**

2006

G - NEW BUSINESS:

1. Bourne Mill, LLC – Request Town Council Schedule Public Hearing and Discussion

of Notice Requirements

1. Mill Street

a. Petition for Street Acceptance

b. Ordinance for Street Acceptance

c. Petition for Street Abandonment

d. Ordinance for Street Abandonment

2. Eight Rod Way – Intersection with Bent Street

a. Petition for Physical Alteration

b. Ordinance for Physical Alteration

3. State Avenue

a. Petition for Creation of Public Highway by Use

b. Ordinance for Public Highway by Use

2. Street Committee – David Webster – Recommendation on Shore Road

a. Authorization to Sent Certified Mailing of Draft Letter to Shore Road Residents

And Date for Further Consideration on March 26th

b. Request Town Council Refer the Accepted Plans From Commonwealth Land Surveyors, dated 12-20-06 and 12-23-06 to the Planning Board for Consideration of Recording

3. Councilor Medeiros – Scheduling of Special Election/Charter

Review Commission

- 4. Wastewater Management – John Lincourt, WWCS – Request Approval to Utilize RIWIS Septic System Information Management Program with Other R.I. Communities**
- 5. Town Council – Discussion on Waiver Process for Debt Service – Letter From School Department Previously Distributed**
- 6. Town Council – Vote on Proposed 2007-2008 Budget to be Forwarded to Budget Committee – Town Administrator Presentation of Final Recommended Budget**

H – BIDS AND REQUESTS FOR PROPOSALS

- 1. DPW – David Webster – Authorize Bid Award for Outfall Identification and Dry Weather Flow survey – Recommendation by Director – BETA Group**

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

- 1. Response From Workshop of March 5th Regarding Council Status**

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

- 1. Solicitor Opinion Regarding Taxation of Portsmouth Water and Fire District**
- 2. Report on Proposed Zoning Amendments and Discussion of Cost**

of Notice and Advertisement

3. Report on Fees – Schedule Public Hearing on March 26th

5. CLOSED EXECUTIVE SESSION

1. Town Solicitor – 42-46-5(a)(1) - Discussion of Personnel – Police Chief – Notice Sent

2. Town Solicitor – 42-46-5(a)(2) – Litigation

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. ADJOURNMENT

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”